

## **Amendments to the Claims**

This listing of claims will replace all prior versions, and listings, of claims in the application.

### **Listing of the Claims:**

Claim 1 (Currently Amended) Sterilized aqueous suspension comprising protein and fat or a fat replacer and from 0.01 wt% to 1 wt% emulsifier with a hydrophylic/lipophylic balance of at or below 16 characterised in that the emulsifier is a monoglyceride, the suspension ~~comprises~~ comprising a phetosterol-phytosterol or ester thereof and further characterized in that the suspension has been sterilized.

Claim 2 (Original) Aqueous suspension according to claim 1 comprising from 0.5 to 10 wt% protein.

Claim 3 (Previously Presented) Aqueous suspension according to claim 1 wherein the protein is a dairy protein.

Claim 4 (Previously Presented) Aqueous suspension according to claim 1 wherein the emulsifier is selected from the group comprising monoglycerides, lecithins, diglycerides, diacetyl tartaric acid esters of mono-and diglycerides, sucrose esters of fatty acids, sodium steoroyl lactylate (SSL), citric acid esters of mono- and diglycerides, or a combination thereof.

Claim 5 (Previously Presented) Aqueous suspension according to claim 1 wherein the emulsifier is selected from the group comprising monoglycerides, lecithins, diglycerides or a combination thereof.

Claim 6 (Canceled)

Claim 7 (Canceled) Aqueous suspension according to claim 1 wherein the amount of emulsifier is from 0.05 to 0.2 wt%.

Claim 8 (Previously Presented) Aqueous suspension according to claim 1 comprising from 0.1 to 8 wt% fat.

Claim 9 (Canceled)

Claim 10 (Canceled)